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February 12, 2021

VIA ECF

Honorable Claire C. Cecchi, U.S.D.J.
United States District Court
District of New Jersey
50 Walnut Street
Newark, NJ 07101

Re: *In re Biogen '755 Patent Litigation*, No. 2:10-cv-02734-CCC-MF

Dear Judge Cecchi:

Biogen respectfully submits this letter in response to that one by Defendants Bayer HealthCare Pharmaceuticals Inc. ("Bayer") and Novartis Pharmaceuticals Corp. ("Novartis") (collectively, "Bayer") on February 4, 2021 [ECF No. 1122].

For the reasons set forth in Biogen's letters to the Court dated January 15, 2021 [ECF No. 1115] and January 27, 2021 [ECF No. 1120], Biogen opposes the request by Bayer for entry of a final judgment at this time. Biogen respectfully requests that rather than enter judgment as Serono and Bayer have requested, the Court instead schedule a status conference in six months for an update on the status of any Patent Office or Supreme Court proceedings. If the Court intends to enter final judgment in favor of Bayer, Biogen respectfully requests an opportunity to address the form of Bayer's proposed judgment [ECF No. 1122-1].

Thank you for your consideration.

Respectfully submitted,



Kevin H. Marino

cc: All counsel of record